

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KITCHEN WINNERS NY INC.,

Plaintiff,

-against-

ROCK FINTEK LLC,

Defendant.

Civil Action No. 22-cv-05276-PAE

NOTICE OF MOTION

ROCK FINTEK LLC,

*Counterclaim/Third
Party-Plaintiff,*

-against-

KITCHEN WINNERS NY INC.,

*Counterclaim-
Defendant,*

and

ADORAMA INC., HERSHEY WEINER, JOSEPH
MENDLOWITZ, JNS CAPITAL HOLDINGS LLC
and JOEL STERN,

*Third-Party
Defendants.*

PLEASE TAKE NOTICE that upon the Declaration of Alexander J. Sperber, dated February 16, 2024, and the exhibits annexed thereto; Affidavit of Joseph Weiner, dated February 16, 2024; the Rule 56.1 Statement of Undisputed Material Facts, dated February 16, 2024; and upon the accompanying Memorandum of Law; and upon all prior pleadings and proceedings in this action, Plaintiff/Counterclaim-Defendant Kitchen Winners NY Inc. (“Kitchen Winners”), will

move this Court, before the Honorable Paul A. Engelmayer, at the United States District Court, Southern District of New York, 40 Foley Square, Courtroom 1305, New York, NY 10007, on a date, time and place to be set by the Court, for an Order, pursuant to FRCP 56:

- (a) Granting summary judgment in favor of Kitchen Winners on each of the causes of action in Kitchen Winner's Complaint against Defendant/Counterclaim and Third-Party Plaintiff Rock Fintek LLC's ("Rock Fintek");
- (b) Granting summary judgment in favor of Kitchen Winners dismissing Defendant/Counterclaim and Third-Party Plaintiff Rock Fintek LLC's ("Rock Fintek") Counterclaims against Kitchen Winners; and
- (c) Granting such other and further relief as the Court deems just and proper.

Dated: Kew Gardens, New York
February 16, 2024

LIPSIUS-BENHAIM LAW, LLP
Attorneys for Kitchen Winners NY Inc.

By: 

Alexander J. Sperber, Esq.
Yisroel Steinberg, Esq.
80-02 Kew Gardens Road, Suite 1030
Kew Gardens, NY 11415
Tel: (212) 981-8440
asperber@lipsiuslaw.com
ysteinberg@lipsiuslaw.com